

IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT.

GBEKE M. AWALA,
Plaintiff/Appellant.

Vs.

U.S. DEPARTMENT OF STATE
INTERNATIONAL CHILD ABDUCTION
and U.S. EMBASSY NIGERIA.

Defendant/Appellant.

Civil Action No. 05-368-KAJ
Appeal No. _____

NOTICE OF APPEAL.

AND NOW COMES, the Plaintiff-Appellant in the above case, hereby given Grievous treatment in the District Court, from the entry of final judgment entered on August 16, 2006, by Hon. Kent A. Jordan, in which the Judicial officer was gruffed and contentious and persecuted rather than adjudicate matter in conformity with rules and regulation, thus, reflected gross negligence, and intentional failure to perform a manifest duty in reckless disregard of the consequences of the defendant U.S. Department of State, International child abduction and U.S. Embassy Nigeria's wrongs to the life and property of Plaintiff under Article

III U.S. Const. Guaranteed, a Contract, a promise and Obligation, pledge or avowal defendant failed to perform in favor and benefit of Plaintiff

Gbeke M. Awala. Whereas, the District Court denying leave to proceed in forma pauperis alleging "Three strikes" provision, should have been misplaced, because the Court expressly endorsed the leave and thereafter Rejected the leave to proceed in forma pauperis. Thus, the Court erroneously denied hearing on merits of Claim and/or Jury Trial of issues presented. Plaintiff was born here in Florida until his family separated.

The Plaintiff from age 5, while in Chicago is father was killed and at age 6, moved to New York and at age 7, abducted to Africa. Assuredly he mourned and was uncomfortable, the Court still have him persecuted and thrown into prison.

Wherefore, Plaintiff/Appellant prays Court grant him the leave to Appeal Case in forma pauperis and other relief deems fit and proper.

Submitted under penalty of perjury to be true and Correct.

Dated: August 23, 2006

Respectfully Submitted,



2-2. Gbeke M. Awala

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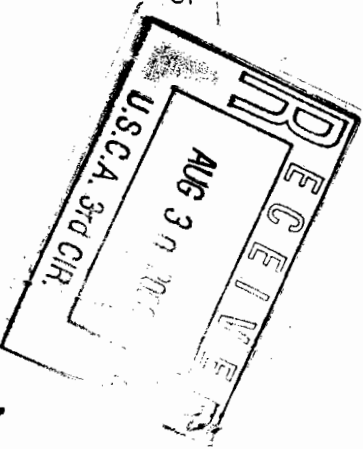
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Honorable Anthony Scirica
Chief Judge
U.S. Court of Appeals
for Third Circuit
21400 U.S. Courthouse
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Philadelphia, PA 19106

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